

JOURNAL OF THE HOUSE.

Wednesday, June 8, 2005.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Pledge of
allegiance.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Message from the Governor.

Municipal
collective
bargaining
agreements.

A message from His Excellency the Governor recommending legislation relative to assuring financial transparency in the approval of municipal collective bargaining agreements (House, No. 4047) was filed in the office of the Clerk on Tuesday, June 7.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Public Service. Sent to the Senate for concurrence.

Resolutions.

Florida,
bicentennial.

Resolutions (filed with the Clerk by Mr. Bosley of North Adams) congratulating the town of Florida on its bicentennial celebration, were referred, under Rule 85, to the committee on Rules.

Mrs. Harkins of Needham, for the committee on Rules, then reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Sullivan of Fall River, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Petitions.

Dennis,
beach
fund.

Petitions severally were presented and referred as follows:

By Mr. Turner of Dennis, petition (accompanied by bill, House, No. 4154) of Cleon H. Turner (by vote of the town) that the town of Dennis be authorized to establish a beach capital improvement fund. To the committee on Environment, Natural Resources and Agriculture.

Winthrop,
civil
service.

By Mr. DeLeo of Winthrop, petition (accompanied by bill, House, No. 4155) of Robert A. DeLeo and Robert E. Travaglini (by vote of the town) relative to exempting certain positions in the town of Winthrop from provisions of the civil service law. To the committee on Public Service.

Severally sent to the Senate for concurrence.

Veterans,
grave
markers.

Petitions severally were presented and referred as follows:

By Mr. Connolly of Everett, petition (subject to Joint Rule 12) of Edward G. Connolly relative to the placing of grave markers on graves of veterans interned in municipal cemeteries.

Criminal
offender
records.

By Mr. Galvin of Canton, petition (subject to Joint Rule 12) of William C. Galvin relative to access to criminal offender record information.

By Mr. Hall of Westford, petition (subject to Joint Rule 12) of Geoffrey D. Hall and Steven C. Panagiotakos for legislation to establish the Westford town center sewer district in said town.

Westford,
town center
sewer.

By Mr. Leary of Worcester, petition (subject to Joint Rule 12) of James B. Leary relative to increasing the penalties for obstruction of an emergency vehicle and establishing surfines to be used for municipal police training.

Emergency
vehicles,
obstruction.

By Mr. O'Flaherty of Chelsea, petition (subject to Joint Rule 12) of Eugene L. O'Flaherty and another relative to rental deductions under the income tax laws.

Rental
savings
investment.

By Mrs. Parente of Milford, petition (subject to Joint Rule 12) of Marie J. Parente relative to the deposit of fees for the checking of deer into the Inland Fisheries and Game Fund.

Deer,
checking
fees.

By Mr. Petersen of Marblehead, petition (subject to Joint Rule 12) of Douglas W. Petersen and others for legislation to provide an income tax deduction for losses caused by theft or fraud.

Theft
and fraud,
losses.

By Mr. Scibak of South Hadley, petition (subject to Joint Rule 12) of John W. Scibak and others for the issuance of an annual proclamation by the Governor establishing the third week in September as Mitochondrial Disease Awareness Week.

Mitochondrial
disease
week.

By Mr. Swan of Springfield, petition (subject to Joint Rule 12) of Benjamin Swan and others (with the approval of the mayor and city council) relative to penalties for controlled substance violations in certain areas in the city of Springfield.

Springfield,
controlled
substances.

By Mrs. Teahan of Whitman, petition (subject to Joint Rule 12) of Kathleen M. Teahan and others relative to the retirement classification of certain fire fighters in the Bureau of Forest Fire Control.

State fire
fighters,
retirement.

By Mr. Wallace of Boston, petition (subject to Joint Rule 12) of Brian P. Wallace for legislation to classify certain medications containing controlled release oxycondone as Class A controlled substances.

Oxycondone.

By Mr. Welch of West Springfield, petition (subject to Joint Rule 12) of James T. Welch relative to increasing certain tax abatements for veterans.

Veterans,
tax
abatements.

By the same member, petition (subject to Joint Rule 12) of James T. Welch for legislation to exempt certain members of the armed forces from the motor vehicle excise tax.

Military,
motor
vehicle
excise.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

A Bill authorizing certain easements in the town of Holbrook for construction and maintenance of a water main (Senate, No. 2077, amended adding at the end thereof the following paragraph:

Holbrook,
easements.

"The construction, installation, maintenance and repair of the water main, as authorized by this act, shall at all times be conducted pursuant to the terms and conditions of any permits or approvals required by law, including any obligation to restore the property.") (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reports

Special
education,
autism.

Of the committee on Education, asking to be discharged from further consideration Of the petition (accompanied by bill, Senate, No. 292) of Robert A. Antonioni, Richard T. Moore, Robert A. DeLeo, John W. Scibak and other members of the General Court for legislation to maximize federal reimbursement for special education services for children with autism,— and recommending that the same be referred to the committee on Health Care Financing.

Teachers,
aides,
assistants.

Of the petition (accompanied by bill, Senate, No. 319) of Robert A. Havern for legislation relative to teachers aides and teachers assistants,— and recommending that the same be referred to the committee on Public Service.

Severally accepted by the Senate, were considered forthwith, under Rule 42; and they were accepted, in concurrence.

Health Care
Security
Trust.

A communication from the Board of Trustees of the Health Care Security Trust (under the provisions of Section 4(h) of Chapter 29D of the General Laws) submitting its proposed operating budget for fiscal year 2006 (Senate, No. 2081) was referred, in concurrence, to the committee on Health Care Financing.

Correctional
facilities,
inspection
reports.

Reports of the Department of Public Health (under the provisions of Sections 5 and 20 of Chapter 111 of the General Laws) relative to inspections of certain correctional facilities, as follows:

Of M.C.I. Cedar Junction, in the town of Concord;

Of the M.C.I. Shirley Medium Security Facility, in the town of Shirley;

Of the North Central Correctional Institution, in the city of Gardner; and

Of the Plymouth County Correctional Facility, in the town of Plymouth;

Severally were spread upon the records of the House; and returned to the Senate.

*Reports of Committees.*School
Building
Authority.

By Mrs. Haddad of Somerset, for the committee on Education, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 1149) of Paul Kujawski relative to the benefits of certain employees of the Massachusetts School Building Authority,— and recommending that the same be referred to the committee on Public Service; and

Long-term
care
setting.

By Mrs. Walrath of Stow, for the committee on Health Care Financing, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2898) of Michael E. Festa and others relative to choices for certain persons seeking admission to a long-term care facility,— and recommending that the same be referred to the committee on Elder Affairs.

Under Rule 42, the reports severally were considered forthwith; and they were accepted. Severally sent to the Senate for concurrence.

By Ms. Kaprielian of Watertown, for the committee on Municipalities and Regional Government, on Senate, Nos. 1188, 1189, 1204 and 1212 and House, Nos. 1628, 3570, 3575 and 3599, an Order relative to authorizing the committee on Municipalities and Regional Government to make an investigation and study of certain Senate and House documents concerning municipal issues (House, No. 4144). Referred, under Joint Rule 29, to the committees on Rules of the two branches, acting concurrently.

Municipalities,
study.

Subsequently Mr. Scaccia of Boston, for said committees, reported asking to be discharged from further consideration of said order; and recommending that the same be referred to the House committee on Rules.

Under Rule 42, the report was considered forthwith; and it was accepted.

By Mr. Koutoujian of Waltham, for the committee on Public Health, on a petition, a Bill establishing a bladder cancer screening program within the Department of Public Health (House, No. 1636).

Bladder
cancer
screening.

By the same member, for the same committee, on a petition, a Bill relative to cancer screening for municipal employees (House, No. 1637).

Municipal
employees,
cancer
screening.

Severally read; and referred, under Joint Rule 1E, to the committee on Health Care Financing.

By Mr. Smizik of Brookline, for the committee on Environment, Natural Resources and Agriculture, on a petition, a Bill implementing the greater Callahan Open Space and Greenway plan in the towns of Framingham, Sudbury and Southborough and the city of Marlborough (House, No. 1338, changed in line 3, by striking out the words “Environmental Management” and inserting in place thereof the words “Conservation and Recreation”). Read; and referred, under Rule 33, to the committee on Ways and Means.

Greenway
plan,
implement.*Engrossed Bill.*

The engrossed Bill authorizing the school department of the city of Chelsea to be open on June 17, 2005 (see House, No. 3839) (which originated in the House), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Bill
enacted.*Order.*

On motion of Mr. DiMasi of Boston,—

Ordered, That when the House adjourns today, it adjourn to meet tomorrow at eleven o'clock A.M.

Next
sitting.

At ten minutes after eleven o'clock A.M., on motion of Mr. deMacedo of Plymouth (Mr. Donato of Medford being in the Chair) the House adjourned, to meet tomorrow at eleven o'clock A.M., in an Informal Session.